

### **DISCLAIMER**

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## **APPLICATION OF**

**APPALACHIAN POWER COMPANY**

**CASE NO. PUE970766**

**For certificates of public convenience and necessity authorizing transmission lines in the Counties of Bland, Botetourt, Craig, Giles, Montgomery, Roanoke and Tazewell: Wyoming-Cloverdale 765 kV Transmission Line and Cloverdale 500 kV Bus Extension**

### **HEARING EXAMINER'S RULING**

**May 11, 1998**

On May 8, 1998, the Board of Supervisors of Giles County, Virginia, Citizens Organized for the Preservation of the Environment of Giles County, Citizens for the Preservation of Craig County, and the Roanoke County Preservation League ( collectively, "Protestants") filed a Motion to Extend Filing Schedule ("Motion"). In support of its Motion, Protestants contend that Appalachian Power Company (the "Company") did not provide responses to twenty-two of Protestants' interrogatories on the grounds that the responses were too voluminous. Instead, the Company offered to make the information available. Protestants further allege that the Company has not responded to an additional thirty-two of its interrogatories. Protestants claim that the Company has failed to respond to additional interrogatories, but characterize the fifty-four unanswered interrogatories as critical to the preparation of their prefiled testimony. As a result, Protestants request a sixty day extension of their May 26 filing deadline.

I find that the Company, Staff, and any other interested party should have the opportunity to respond to Protestants' Motion. Accordingly,

**IT IS DIRECTED** that, on or before May 20, 1998, the Company, Commission Staff, and any other interested party shall file with the Clerk of the Commission any response to Protestants' Motion to Extend Filing Schedule.

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Howard P. Anderson, Jr.  
Hearing Examiner

23219-4030; Kenworth E. Lion, Jr., Esquire, 6501 Mechanicsville Turnpike, Mechanicsville, VA 23111; Stephen E. Arey, Esquire, P. O. Box 895, Tazewell, VA 24651; James Chapman Hale, P. O. Box 40013, Roanoke, VA 24038-0013; Martin M. McMahon, 1 E. Main St., Ste. 218, Christiansburg, VA 24073; Wayne Smith, Esquire, Commission counsel; and to the Commission's Divisions of Energy Regulation, and Economics and Finance.